

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Haugland and Yue

Serial No.: 09/557,276

Filed: April 24, 2000

For: **Aza-Benzazollum Containing  
Cyanine Dyes**

Examiner: C. Maupin

Group Art Unit: 1637

**TRANSMITTAL LETTER**

Assistant Commissioner for Patents  
U.S. Patent and Trademark Office  
Washington, D.C. 20231

Dear Sir:

Transmitted herewith are the following documents in the above-identified application.

☒ Communication

Respectfully submitted,

Date: October 11, 2002

Karen J. Anderson  
Karen J. Anderson, Ph.D  
Reg. No. 51,061

Molecular Probes, Inc.  
P.O. Box 22010  
Eugene, Oregon, 97402  
Phone: (541) 984-5656  
Facsimile: (541) 465- 8354

CERTIFICATE OF TRANSMISSION

I HEREBY CERTIFY THAT THIS PAPER AND THE DOCUMENTS REFERRED AS BEING ATTACHED OR ENCLOSED HEREWITH ARE BEING FACSIMILE TRANSMITTED TO THE UNITED STATES PATENT AND TRADEMARK OFFICE ON 10/11/02 TO 1.703.746.5147 By Karen J. Anderson

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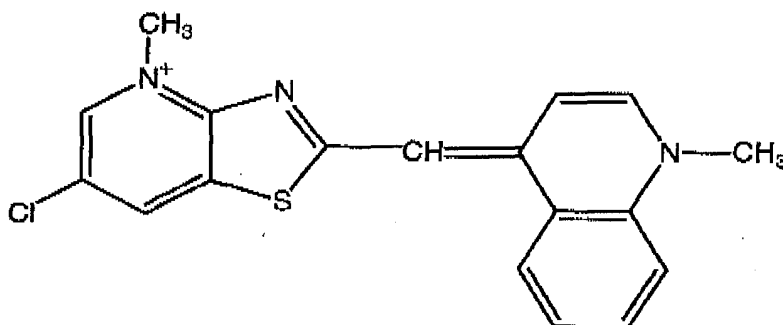
**COMMUNICATION**

Assistant Commissioner for Patents  
U.S. Patent and Trademark Office  
Washington, D.C. 20231

Dear Sir:

In response to the telephone request made by Examiner Fredman for additional information regarding the Response to Restriction Requirement mailed on August 22, 2002, Applicants have selected a species compound.

Applicants originally selected a species based on the A moiety, as defined in the above-mentioned specification. Applicants further elect the following compound 4-(6-chloro-2,3-dihydro-4-methyl(thiazolo[4,5-b]pyridin-2-yl)methylidene)-1-methylquinolinium tosylate. This compound is exemplified as Compound 40 on page 79 of the specification and is covered in Claims 1, 2, 4 and 10 of the above-identified application. The elected species compound has the following structure:



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OCT-11-2002 FRI 11:11 AM MOLECULAR PROBES INC

FAX NO. 15414658354

P. 03

Haugland and Yue.  
Serial No. 09/557,275

Docket No. D105.001PN.3

If, in the opinion of the Examiner, the Applicants have not fulfilled the request for additional information or the Restriction Requirement facsimiled on August 22, 2002, the Examiner is invited to call the undersigned at (541) 984-5656 to expedite the prosecution of the subject application.

Respectfully submitted,

Date: October 11, 2002

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